

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

ALPHONSO JAMES,

Appellant,

v.

Case No. 5D13-3392

STATE OF FLORIDA,

Appellee.

_____ /

Opinion filed January 24, 2014

Appeal from the Circuit Court
for Sumter County,
William H. Hallman, III, Judge.

Alphonso James, Coleman, pro se.

Pamela Jo Bondi, Attorney General,
Tallahassee, and Kaylee D. Tatman,
Assistant Attorney General, Daytona
Beach, for Appellee.

PER CURIAM.

Alphonso James appeals from the denial of his petition for writ of habeas corpus, which sought to challenge two 1989 Lee County convictions on grounds that no "complaint" was filed in those cases. As the State correctly argues, because James challenges the validity of his underlying convictions, his petition should have been filed in the Circuit Court of Lee County. *See, e.g., Gisi v. State*, 119 So. 3d 534, 535 (Fla. 5th DCA 2013) ("a habeas petition attacking the validity of a conviction and asserting issues related to the trial court proceedings, must be

brought in the circuit court of the county that rendered the judgment of conviction"). As such, we dismiss this appeal. *See id.*

TORPY, C.J., SAWAYA and LAWSON, JJ., concur.